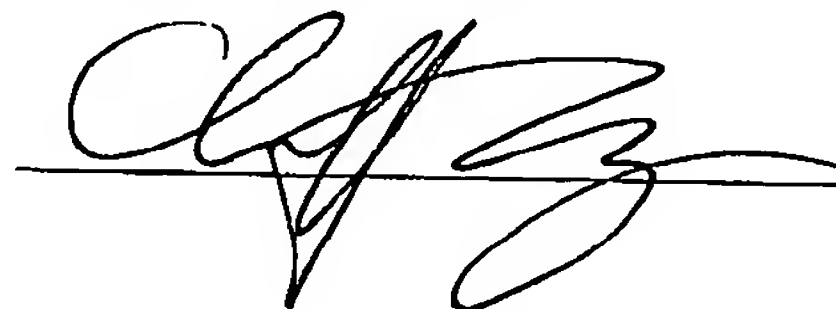


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PCT SPECIAL
PROGRAMS OFFICEI hereby certify that this 4-page correspondence is being facsimile transmitted
to the Patent and Trademark Office-Fax No. (571-273-0419)On 11/1/07
(Date)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

Thomas LANDAZURI

Serial No.: 10/585,198

International App. No.: PCT/EP03/14985

Examiner: Bryan Lin

Filed: December 30, 2003

For: CREAM FILLER COMPOSITION AND METHOD FOR PREPARING

**ADDITIONAL EVIDENCE FOR PETITION FOR FILING WITHOUT INVENTOR'S
SIGNATURE UNDER 37 CFR 1.47(b)**

To the Director of Patents and Trademarks

Sir:

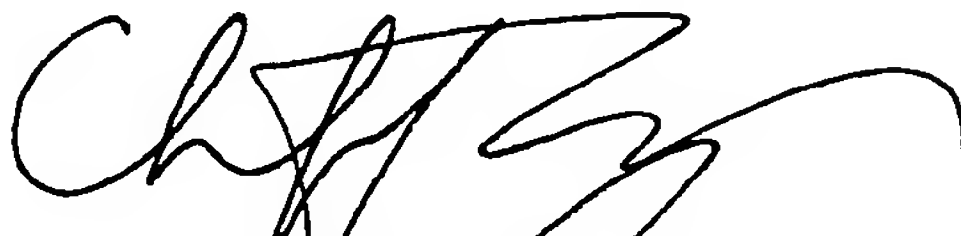
Further to the Petition for Filing Without Inventor's Signature Under 37 CFR 1.47(b) filed October 17, 2007 and Additional Evidence filed October 18, 2007, kindly consider the attached additional documentary evidence (Annexes 7 and 8) that the inventor was shown the application papers and was in possession of the application papers when he refused to sign the declaration. Annex 7 is a statement by an employee of the assignee, Tate & Lyle Europe NV, stating that he discussed the application with the inventor before the inventor signed a Power of Attorney and verified that he was in possession of and familiar with the application at that time.

He also indicates that there was no possibility of confusion as to which application was being addressed. Annex 8 is the Power of Attorney referred to in Annex 7.

CONCLUSION

Acceptance of the petition and application are requested.

Respectfully,

A handwritten signature in black ink, appearing to be 'JC Wray', written over a horizontal line.

James C. Wray, Reg. No. 22,693
Clifford D. Hyra, Reg. No. 60,086
1493 Chain Bridge Road, Suite 300
McLean, Virginia 22101
Tel: (703) 442-4800
Fax: (703) 448-7397

Date: November 1, 2007

James C. Wray

From: "Coen, Roland" <Roland.Coen@tateandlyle.com>
To: <JamesWray@JCWray.com>
Cc: "Vandeputte Carol" <carol.vandeputte@kob.be>
Sent: Tuesday, October 23, 2007 9:18 AM
Attach: Document.pdf
Subject: ReUS10/585198 Statement

Dear Sir,

STATEMENT

Enclosed I send you a power of attorney which was signed a.o. by Mr. Tomas Landazuri, this with regard to the PCT application corresponding to US10/585198. It is clear that this document was signed for a patent application titled:

"Cream filler composition, method for preparing such a cream filler composition and food compositions comprising such a cream filler composition"

Thereby it is clear that Mr. Landazuri was well aware of the contents of this document. I discussed the application with him before signature of this power of attorney, therefore I know that he received the application.

In addition it is clear from database searches such as in Espacenet and in PatBase that there is only one patent filed in the name of Tomas Landazuri, and having the above mentioned title. Therefore there is no confusion possible.

<<Document.pdf>>

Roland COEN
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10/24/2007

PCT

POWER OF ATTORNEY

(for an international application filed under the Patent Cooperation Treaty)

(PCT Rule 90.4)

The undersigned applicant(s) (Names should be indicated as they appear in the request):

MYLUM EUROPE NV
Burchtstraat 10
B - 9300 AALST
BELGIUM

LANDAZURI Thomas
Burchtstraat 10
B - 9300 AALST
BELGIUM

hereby appoints (appoint) the following person as:



agent



common representative

Name and address

(Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)

OSTYN Frans, Ing.
KOB NV
President Kennedypark 31 C
B - 8500 KORTRIJK
BELGIUM

to represent the undersigned before



all the competent International Authorities



the International Searching Authority only



the International Preliminary Examining Authority only

in connection with the international application identified below:

Title of the invention: Cream filler composition, method for preparing such a cream filler composition, and food compositions comprising such a cream filler composition.

Applicant's or agent's file reference: 1949-21 WO CVP/SEV

International application number (if already available):

filed with the following Office European patent office

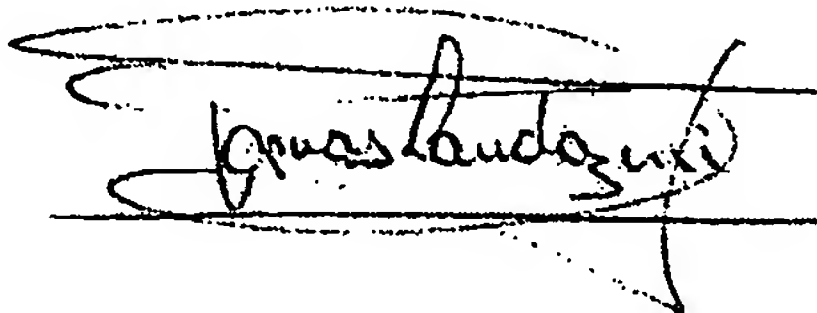
and to make or receive payments on behalf of the undersigned.

as receiving Office

Signature of the applicant(s) (where there are several applicants, each of them must sign; next to each signature, indicate the name of the person signing and the capacity in which the person signs. If such capacity is not obvious from reading the request or this power):


Jan Hutsebaut
Director

LANDAZURI Thomas



Date: 05 - 01 - 2004